

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA**

TIMOTHY J. ROSE,

Plaintiff,

v.

**MARTIN J. O'MALLEY,
COMMISSIONER OF
SOCIAL SECURITY,**

Defendant.

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Case No. 2:22CV00023

ORDER

JUDGE JAMES P. JONES

It appearing that no objections have been timely filed to the Report filed January 17, 2024, setting forth the findings and recommendations of the magistrate judge, it is **ORDERED** as follows:

1. The Report and its findings and recommendations are wholly ACCEPTED and APPROVED;
2. The Plaintiff's Motion for Summary Judgment is DENIED; and
3. The Defendant's Motion for Summary Judgment is GRANTED.

A final judgment will be entered herewith.

ENTER: February 26, 2024

/s/ JAMES P. JONES
Senior United States District Judge